1 DANIEL G. BOGDEN United States Attorney PHILLIP N. SMITH, JR. Assistant United States Attorney 3 Lloyd D. George United States Courthouse 333 Las Vegas Blvd. South, Suite 5000 4 Las Vegas, Nevada 89101 (702) 388-6336 5 6 UNITED STATES DISTRICT COURT 7 DISTRICT OF NEVADA * * * 8 9 UNITED STATES OF AMERICA, 10 Plaintiff, 11 12

2:15-cr-200-KJD-PAL

v. RAY ANDERSON, Defendant.

STIPULATION FOR EXTENSION OF TIME

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden, United States Attorney, and Phillip N. Smith, Jr., Assistant United States Attorney, counsel for the United States of America, and Rachel M. Korenblat, Assistant Federal Public Defender, counsel for Defendant RAY ANDERSON, that the date for the Government to file a response to the Defendant's Motion to Suppress (Docket #25) be extended for two (2) weeks.

This stipulation is entered for the following reasons:

- 1. The Defendant's Motion was filed and served on January 13, 2016. PACER set the Government's response deadline for January 30, 2016. See Docket #25.
- 2. The parties have commenced an attempt at negotiating the case, which would obviate the need for the Government to file a response to the Defendant's Motion.

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1	3.	3. The Defendant is incarcerated, but he does not object to the continuance of the			
2	Government's response deadline.				
3	4. The additional time requested herein is not sought for purposes of delay, but				
4	merely to allow the parties to attempt to negotiate this case, and then for the Government to have				
5	adequate time to prepare an appropriate response to the Defendant's Motion if a negotiation				
6	unsuccessful.				
7	5. Additionally, denial of this request for continuance could result in a miscarriag				
8	of justice.				
9	6. This is the first stipulation filed herein to continue the Government's respons				
10	deadline.				
11	DATE	ED: January 29, 2016.			
12					
13	PHILLIP N. S	MITH IR	/s/ RACHEL KORENBLAT		
14		ted States Attorney	Assistant Federal Public Defender		
15		ne United States	Counsel for Defendant RAY ANDERSON		
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UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

* * *

	UNITED STATES OF AMERICA,)	2:15-cr-200-KJD-PAL
)	
	Plaintiff,)	
	V)	
	•)	
RAY ANDERSON,)	
)	
	Defendant.)	
)	

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

- 1. The Defendant's Motion was filed and served on January 13, 2016. PACER set the Government's response deadline for January 30, 2016. *See* Docket #25.
- 2. The parties have commenced an attempt at negotiating the case, which would obviate the need for the Government to file a response to the Defendant's Motion.
- 3. The Defendant is incarcerated, but he does not object to the continuance of the Government's response deadline.
- 4. The additional time requested herein is not sought for purposes of delay, but merely to allow the parties to attempt to negotiate this case, and then for the Government to have adequate time to prepare an appropriate response to the Defendant's Motion if a negotiation is unsuccessful.
- 5. Additionally, denial of this request for continuance could result in a miscarriage of justice.

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6. This is the first stipulation filed herein to continue the Government's response deadline. For all of the above-stated reasons, the ends of justice would best be served by a continuance of the motion response deadline. **CONCLUSIONS OF LAW** The additional time requested herein is not sought for purposes of delay, but merely to allow the parties sufficient time to attempt to negotiate this case and to allow the Government adequate time to prepare a response to the Defendant's Motion to Suppress if the case is not negotiated, taking into account due diligence. The failure to grant said continuance would likely result in a miscarriage of justice. **ORDER** IT IS THEREFORE ORDERED, that the previously-scheduled response deadline for the Government to respond to the Defendant's Motion to Suppress (Docket #25) is extended until February 16 , 2016.